IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 13508 of 2002

Between:

Mohmad Kahaza Sadiqui Mouhiuddin,

Occ: Business, R/o 8-22, Gouraram,

Mahaboobnagar District.

..... PETITIONER

AND

1. The Revenue Divisional Officer, Nagar

Kurnool, Mohaboobnagar District.

2. Mandal Revenue Officer, Bijnapalli Mandal,

Mahaboobnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court

may be pleased to call for the record pertaining to proceedings No.J/62812001, dated 03.05.2002, passed by the 1st respondent i.e. Revenue Divisional Officer, Nagarkurnool, and to issue an order, direction or writ in the nature of Writ of Certiorari or any other appropriate writ declaring the same as illegal, arbitrary and against the principles of natural justice and violative of Articles-14, 19(1)(g) and Article-21 of the Constitution of India, and to quash the same and direct the respondents to treat the petitioner as the authorized Fair Price shop dealer for the Fair Price shop at Gouraram Village, Bijnapalli Mandal, Mahaboobnagar District, in the interest of justice and to pass such other order or orders.

Counsel for the Petitioner: MR. CHETLURU SREENIVAS

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following:

ORDER:

Heard both sides.

The petitioner, who is a fair price shop dealer, seeks to assail the impugned order, dated 03.05.2002, passed by the first respondent, cancelling the authorization of his Fair Price Shop dealership, against which a regular appeal is provided for under the law before the appellate authority concerned, namely, the Joint Collector.

Having regard to the same, the writ petition itself is not maintainable.

Accordingly, the writ petition is dismissed with liberty to the petitioner to file an appeal before the appellate authority concerned. No costs.

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B.PRAKASH RAO, J

30.08.2004

DR

To

1. The Revenue Divisional Officer, Nagar

Kurnool, Mohaboobnagar District.

2. Mandal Revenue Officer, Bijnapalli Mandal,

Mahaboobnagar District.

3. Two CCs to Government Pleader for Civil

Supplies, High Court Buildings, Hyderabad. (OUT)

4. Two CD copies.